



General Assembly

***Amendment***

*January Session, 2007*

LCO No. 8652

**\*SB0016708652HDO\***

Offered by:

REP. MIKUTEL, 45<sup>th</sup> Dist.

To: Subst. Senate Bill No. 167

File No. 560

Cal. No. 704

(As Amended)

***"AN ACT REVISING THE PROCESS FOR THE TAKING OF REAL PROPERTY BY MUNICIPALITIES FOR REDEVELOPMENT AND ECONOMIC DEVELOPMENT."***

1 Strike subdivision (1) of subsection (b) of section 1 in its entirety and  
2 insert the following in lieu thereof:

3 "(b) (1) The development agency may, with the approval of the  
4 legislative body in accordance with this subsection, and in the name of  
5 the municipality, acquire by eminent domain real property located  
6 within the project area and real property and interests therein for  
7 rights-of-way and other easements to and from the project area, in the  
8 same manner that a redevelopment agency may acquire real property  
9 under sections 8-128 to 8-133, inclusive, as amended by this act, as if  
10 said sections specifically applied to development agencies, except that  
11 no real property may be acquired by eminent domain pursuant to this  
12 subsection (A) for the primary purpose of increasing local tax revenue,  
13 or (B) if such real property is owner-occupied residential real property

14 consisting of four or fewer dwelling units and the development project  
15 will be under the sole ownership or control of a private enterprise."

16 Strike subdivision (1) of subsection (a) of section 2 in its entirety and  
17 insert the following in lieu thereof:

18 "(a) (1) No real property may be acquired by a redevelopment  
19 agency by eminent domain pursuant to section 8-128 of the general  
20 statutes, as amended by this act, under a redevelopment plan under  
21 chapter 130 of the general statutes (A) for the primary purpose of  
22 increasing local tax revenue, or (B) if such real property is owner-  
23 occupied residential real property consisting of four or fewer dwelling  
24 units and the redevelopment project will be under the sole ownership  
25 or control of a private enterprise."

26 Strike subdivision (1) of subsection (i) of section 3 in its entirety and  
27 insert the following in lieu thereof:

28 "(i) (1) The implementing agency may, with the approval of the  
29 legislative body of the municipality, and in the name of the  
30 municipality, condemn in accordance with section 8-128 to 8-133,  
31 inclusive, as amended by this act, any real property necessary or  
32 appropriate for the project as identified in the development plan,  
33 including real property and interests in land for rights-of-way and  
34 other easements to and from the project area, except that no real  
35 property may be condemned pursuant to this subsection (A) for the  
36 primary purpose of increasing local tax revenue, or (B) if such real  
37 property is owner-occupied residential real property consisting of four  
38 or fewer dwelling units and the redevelopment project will be under  
39 the sole ownership or control of a private enterprise."